



CANNON BUILDING  
861 SILVER LAKE BLVD., SUITE 203  
DOVER, DELAWARE 19904-2467

STATE OF DELAWARE  
**DEPARTMENT OF STATE**

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DIVISION OF PROFESSIONAL REGULATION

|                               |   |
|-------------------------------|---|
| <b>PUBLIC MEETING NOTICE:</b> | <b>BOARD OF NURSING Meeting Minutes</b>   |
| <b>DATE AND TIME:</b>         | <b>Wednesday, March 13, 2013 at 9:00 a.m.</b>   |
| <b>PLACE:</b>                 | <b>Cannon Building, Second Floor Conference Room A<br/>861 Silver Lake Blvd., Dover, DE 19904</b> |
| <b>Minutes Approved:</b>      | <b>April 10, 2013</b>   |

**MEMBERS PRESENT**

Evelyn Nicholson, President, Public Member  
Robert Contino, RN, Vice President, Nurse Education Member  
Kathy Bradley, LPN Member  
Lyron Deputy, RN Member  
Dianne Halpern, RN Member  
Mary Lomax, Public Member  
Madelyn Nellius, Public Member  
David Salati, RN Member  
Tracy Littleton, LPN Member

**DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT**

Pamela Zickafoose, Executive Director  
Sheryl Paquette, Administrative Specialist III  
Patty Davis-Oliva, Deputy Attorney General

**MEMBERS ABSENT**

Robert Maddex, Public Member  
Delphos Price, APN Member  
Gwelliam Hines, RN Member  
Harland Sanders, Jr., Public Member  
Pamela Tyranski, RN Member

**ALSO PRESENT**

Anne L. Swoyer, Wilcox and Fetzer  
Robin Maracle, Wesley College  
Michele Beauchamp, University of Delaware  
Briana Lewis, SNB  
Julie Short, SNB  
Jay Wingate, SNB  
Eric Lehr, SNB  
Suzanne Raab-Long  
Connie Bushy, M.H. Rollins School of Nursing at Beebe Medical Center  
Valerie Alexa Balch, SNB  
Tre Zuniga  
Tamala D. Paxton, DTCC, Owens Campus

Sylvia K. Nawrot  
Laurie Linehan  
Adrienne E. Harvey-Ritchie  
Arthur A. Ritchie  
Member of public (name not legible)

Ms. Nicholson called the meeting to order at 9:08 a.m. The Board introduced themselves to the public.

### **REVIEW OF MINUTES**

The Board reviewed the minutes of the February 13, 2013 meeting. Ms. Nellius made a motion, seconded by Ms. Bradley, to approve the minutes. By unanimous vote, the motion carried.

### **ADOPTION OF THE AMENDED AGENDA**

Dr. Lomax made a motion, seconded by Ms. Halpern, to adopt the amended agenda as printed. By unanimous vote, the motion carried.

### **ACTIVITIES REPORT**

Dr. Zickafoose provided a report of the number and types of active licenses as of March 12, 2013.

Total Active Licenses = 20,111  
APN = 1251  
RN = 15,902  
LPN = 2958  
Total permits= 30

### **UNFINISHED BUSINESS**

None

### **COMMITTEE REPORTS**

APN Committee – Dr. Zickafoose gave this report in Mr. Price's absence. She said the meeting was scheduled for Monday, February 11<sup>th</sup> in Newark. Some members showed up for the meeting, but the meeting was canceled due to lack of a quorum.

AWSAM Committee – Dr. Zickafoose gave the report in Ms. Tyranski's absence. The AWSAM committee and the curriculum sub-committee met last month. They continue to work on the curriculum, revising it to the LLAM format, including documents currently used. The decision was made to have the assisted living facilities stop sending their error reports to the Board of Nursing. That report was originally started as a pilot just for assisted living. After reviewing the original report, it didn't offer enough usable information so the committee drafted a new error report that all facilities will be asked to utilize. The curriculum sub-committee will meet next week.

Ms. Tyranski had asked Dr. Zickafoose to read an email regarding a request from Ms. Linda Wolfe at the Department of Education requesting approval for the DOE revised AWSAM curriculum incorporating statutory changes from last year. Members of the AWSAM committee reviewed the revised curriculum and recommended approval. Dr. Zickafoose read Ms. Tyranski's email to the Board which stated Ms. Tyranski recommended approval of the DOE revised curriculum "with the understanding and stipulation that this is necessary because the Board of Nursing previously approved a course separately for the Department of Education, and that the LLAM core curriculum is not ready yet, and something needs to be in place to accommodate the recent regulatory changes expanding assistance with medication to after-school activities. This is an interim solution until LLAM core is ready and then the Department of Education can add their program specific module." Dr. Contino made a

motion, seconded by Mr. Deputy, to accept the Department of Education's curriculum for AWSAM. By unanimous vote, the motion carried.

### **PRESIDENT'S REPORT**

Ms. Nicholson said February was a busy month with business as usual.

### **EXECUTIVE DIRECTOR'S REPORT**

Dr. Zickafoose introduced recent new-hire Ms. LaToya Stephens, Administrative Specialist II, to the Board. Next Tuesday morning the Practice and Education committee is meeting to review a new LPN proposed program, and the APN committee will meet that evening. On Wednesday the AWSAM curriculum sub-committee will meet, and the Dental Board will meet on Thursday.

### **NEW BUSINESS BEFORE THE BOARD**

#### **LICENSEE APPLICATION REVIEWS**

##### **By Examination**

None

##### **By Endorsement**

###### **Kimberly Bronk, RN**

Ms. Bronk graduated from Crouse Irving School of Nursing, Syracuse, New York in December 1989. Her letter to the Board said her employer will not complete the employment verification form required by the State of Delaware. Mr. Salati said some of her CEUs did not seem nursing related. Dr. Zickafoose said the main issue was her employer reference. Ms. Nicholson noted that Ms. Bronk had sent in her paycheck information and her compensation history to show she was promoted on 12/1/12 as proof of her job performance. Mr. Deputy made a motion, seconded by Ms. Bradley, to approve Ms. Bronk for licensure by endorsement. By unanimous vote, the motion carried.

###### **Lauren Miller, RN**

Ms. Miller graduated from the University of Wyoming in 2006. Ms. Miller answered "yes" to question #18 regarding having a discipline on her license in New Jersey. Her documentation showed that all charges were dismissed and the record expunged. No letters of reference were submitted. Ms. Nicholson asked if the criminal offense and the discipline of licensure were related. Ms. Davis-Oliva said Ms. Miller was disciplined in New Jersey because they require applicants to disclose arrests and she did not disclose it, so she was disciplined in the form of a monetary fine. Ms. Miller had explained that she didn't disclose this because the charges had been dismissed and the record expunged. Ms. Davis-Oliva said at this time before the Board Ms. Miller has no criminal convictions and there was no revocation of her license in New Jersey; therefore, there is no basis for this Board to deny her a license at this time. Ms. Halpern made a motion, seconded by Ms. Littleton, to approve Ms. Miller for licensure by endorsement. By unanimous vote, the motion carried.

###### **Elizabeth Frankel, RN**

Ms. Frankel graduated from Brookdale Community College, Lincroft, New Jersey in December 1997. She submitted a report from the Professional Assistance Program of New Jersey, along with a consent order from the New Jersey Board of Nursing. Ms. Davis-Oliva read a report from NURSUS. The Board discussed Ms. Frankel's past history of drug use and said they would like to make sure she has clean drug screens now before granting licensure. Ms. Halpern asked if the Board could approve with a contingency, and Ms. Davis-Oliva advised it was better to propose to deny licensure. Ms. Halpern made a motion, seconded by Dr. Lomax, to Propose to Deny with the right of applicant to a hearing. By unanimous vote, the motion carried.

### **By Reinstatement**

#### **Tracey Greenwood-Heiney, LPN**

Ms. Greenwood-Heiney's criminal background check showed Theft under \$1500 (Rule 15.3.16), and Vehicular Homicide First Degree – Driving Under Influence – Criminal Negligence – Death (Rule 15.2.23). She submitted three letters of explanation. The first letter stated she was before the Board on 2/8/12 and was given permission to apply for reinstatement. She said she found an employer willing to do a supervised practice plan and had notified Dr. Zickafoose. In her other two letters she explained that due to the severity of the vehicular homicide charge, she had overlooked the theft charge. She asked the Board for a waiver to have her license reinstated. Disposition paperwork and 7 letters of positive reference were submitted. Dr. Contino made a motion, seconded by Mr. Deputy, to Propose to Deny with the right of applicant to a hearing. By unanimous vote, the motion carried.

#### **Mr. Derrick Burton, RN**

Mr. Burton's criminal background check showed Simple Assault (Rule 15.2), and Recklessly Endangering another Person (Rule 15.2.9). His letter of explanation stated he was defending himself when he got into an argument with his ex-wife and her boyfriend over the care of his 'then four-year old' mentally challenged son. He said all three of them ended up paying a \$25 fine, took anger-management classes, and were on probation for two years. He said this was 25 years ago and is the only time he has had contact with the police during his lifetime. Mr. Burton answered "yes" to question #16 and stated, "Please see attached explanation - 25 years ago in Philadelphia, PA. I had a misdemeanor domestic altercation with my ex-wife and her boyfriend." Disposition paperwork and 9 letters of positive reference were submitted. Ms. Littleton made a motion, seconded by Ms. Bradley, to grant a waiver for licensure. By unanimous vote, the motion carried.

#### **Advanced Practice Nurse**

None

#### **Renewal**

None

### **COMPLAINT ASSIGNMENTS/ASSIGNED BOARD CONTACT PERSON**

Ms. Halpern made a motion, seconded by Ms. Nellius, to ratify the following complaint assignments given to the respective Board contact person. By unanimous vote, the motion passed.

|          |          |          |         |          |                        |
|----------|----------|----------|---------|----------|------------------------|
| 11-04-13 | Nellius  | 11-05-13 | Bradley | 11-06-13 | (closed, not assigned) |
| 11-07-13 | Tyranski | 11-08-13 | Deputy  | 11-09-13 | Sanders                |
| 11-10-13 | Lomax    | 11-11-13 | Contino | 11-12-13 | Price                  |
| 11-13-13 | Halpern  | 11-14-13 | Lomax   | 11-16-13 | Halpern                |

### **CLOSED COMPLAINTS**

Closed complaints do not need a vote; they are for information only to get into the record.

#### **Dismissed by the Attorney General's Office.**

#### **Closed Investigations by the Division of Professional Regulation**

|           |           |          |           |           |          |          |          |
|-----------|-----------|----------|-----------|-----------|----------|----------|----------|
| 11-09-12  | 11-125-11 | 11-92-11 | 11-111-11 | 11-105-11 | 11-29-11 | 11-08-12 | 11-11-12 |
| 11-135-11 | 11-73-12  | 11-59-08 | 11-60-11  | 11-80-11  |          |          |          |

## **HEARINGS/CONSENT AGREEMENTS – RATIFICATION & SIGNATURE**

### **Consent Agreement(s)**

Gail Gardner, LPN – Ms. Davis-Oliva read the consent agreement for the Board. It stated that Ms. Gardner failed to report on her DE renewal application that she was reprimanded in Michigan. Dr. Contino asked how someone could forget that, and said he felt she was trying to obtain a license fraudulently. Ms. Halpern asked if the Board would consider more than a letter of reprimand. Ms. Nicholson said Ms. Gardner will have to report on all future applications this disciplinary sanction along with the disciplinary action in Michigan. Ms. Nellius made a motion, seconded by Mr. Salati, to accept the consent agreement as written. By majority vote, the motion carried, with Dr. Contino opposing.

Catherine Toy, LPN - Ms. Davis-Oliva read the consent agreement for the Board. She said Ms. Toy had been disciplined in New Jersey for failing to disclose an arrest for marijuana possession in 1975. As written, the consent agreement provided for Ms. Toy to receive a letter of reprimand. Dr. Contino wanted his objection to this noted. Ms. Nicholson said with a consent agreement, the Board cannot change anything; they can only accept or reject. Mr. Salati asked if the Board could reject with suggestions and was told they could. Mr. Salati made a motion, seconded by Dr. Lomax, to reject the consent and recommend probation along with CEUs on documentation and ethics. Further discussion ensued and Mr. Salati withdrew his motion. Mr. Deputy made a motion, seconded by Ms. Nellius, to accept the consent agreement as written. By majority vote, the motion carried, with Dr. Contino and Dr. Lomax opposing.

James Simon, RN – Ms. Davis-Oliva read the consent agreement for the Board. She said Mr. Simon is under temporary suspension currently. The State and licensee have agreed to the ongoing suspension until such a time as Mr. Simon requests a hearing on the merits of the underlying complaint. Mr. Deputy made a motion, seconded by Mr. Salati, to accept the consent agreement as written. By unanimous vote, the motion carried.

Catherine Horstmann, RN – Ms. Davis-Oliva read the consent agreement for the Board. As written, the consent agreement provided for Ms. Horstmann to receive a letter of reprimand for practicing without a license for approximately 8 months. Ms. Halpern made motion, seconded by Ms. Littleton, to accept the consent agreement as written. By unanimous vote, the motion carried.

Craig Cordner, RN – Ms. Davis-Oliva read the consent agreement for the Board. She stated there was a complaint filed against Mr. Cordner and the hearing was to be heard by this Board in early January 2013; however, Mr. Cordner couldn't attend the hearing because he was incarcerated. Ms. Davis-Oliva read the numerous charges Mr. Cordner is charged with. She said Mr. Cordner, and the State, agree that his license will remain suspended until he makes a request for a full hearing in writing on the underlying complaint. Dr. Contino made a motion, seconded by Mr. Salati, to accept the consent agreement for Mr. Cordner. By unanimous vote, the motion carried.

Denise Harper, RN – Ms. Harper's consent agreement was sent to the Board this month in error. It was actually rejected at last month's Board meeting and, therefore, does not have to be voted on again.

### **Hearing Officer Recommendations**

Robin Williamson, LPN – Ms. Davis-Oliva summarized the Hearing Officer Recommendation for the Board. The recommendation stated Ms. Williamson sent in proof of her practice hours after her hearing, but not proof of her CEs. She stated at the hearing medical issues were the reason she couldn't complete her CEs. The Hearing Officer recommended no discipline due to these extenuating circumstances. Ms. Davis-Oliva said Rule 9.2.6.2 states that a medical waiver can be granted. Dr.

Contino made a motion, seconded by Ms. Nellius, to accept the Hearing Officer Recommendation. By majority vote, the motion carried, with Ms. Littleton opposing.

Donna Samuels, LPN – Ms. Davis-Oliva summarized the Hearing Officer Recommendation for the Board. The recommendation stated Ms. Samuels was in violation of CE requirements after being selected for a random audit. It was recommended that Ms. Samuels receive a letter of reprimand for falsely attesting, and that her license be suspended until she provides proof of having 20.5 CEs. Her license also will be flagged for the next audit. Ms. Littleton made a motion, seconded by Ms. Bradley, to accept the Hearing Officer Recommendation as written. By unanimous vote, the motion carried.

Kim Wright, LPN - Ms. Davis-Oliva summarized the Hearing Officer Recommendation for the Board. The recommendation stated Ms. Wright was in violation of CE requirements after being selected for a random audit. It was recommended that Ms. Wright receive a letter of reprimand for falsely attesting. Ms. Wright submitted 25 CEs outside the renewal period, so it was recommended that she receive no suspension of her license; however, her license will be flagged for the next audit. Ms. Bradley made a motion, seconded by Ms. Nellius, to accept the Hearing Officer Recommendation as written. By unanimous vote, the motion carried.

Rosaura Vasquez, LPN - Ms. Davis-Oliva summarized the Hearing Officer Recommendation for the Board. The recommendation stated Ms. Vasquez had the CEs that were required but did not timely respond to the notification. It was recommended that Ms. Vasquez receive a letter of reprimand for failure to timely respond and failure to update her address with the Board. She will be flagged for the 2014 audit. Ms. Nellius made a motion, seconded by Mr. Deputy, to accept the recommendation. By unanimous vote, the motion carried.

Roseanna Ruiz, LPN - Ms. Davis-Oliva summarized the Hearing Officer Recommendation for the Board. The recommendation stated Ms. Ruiz never responded to the audit or the hearing notice. There is no evidence that she supplied any proof of CEs or practice hours. It was recommended that Ms. Ruiz have her license suspended immediately until she submits proof of 24 CEs and the required practice hours, and that she be flagged for the 2014 audit. Mr. Deputy made a motion, seconded by Ms. Littleton to accept the recommendation. By unanimous vote, the motion carried.

Judy Peacock, LPN - Ms. Davis-Oliva summarized the Hearing Officer Recommendation for the Board. It was recommended that Ms. Peacock receive a letter of reprimand and immediate suspension until she provides proof of 24 CEs and the required practice hours to the Executive Director. Dr. Zickafoose said Ms. Peacock sent in her CEs and proof of practice hours after the hearing. She said the Board determined last month that suspensions can be made for only one day if acceptable CEs were sent in prior to the Board approving license suspension. Mr. Salati made a motion, seconded by Ms. Halpern, to accept the Hearing Officer Recommendation with an exception to #4, to amend it to say the license can be reinstated at the discretion of the Executive Director and to delete the letter of reprimand to be consistent with other orders. By unanimous vote, the motion carried.

Tamara Pritchett, LPN - Ms. Davis-Oliva summarized the Hearing Officer Recommendation for the Board. The recommendation stated Ms. Pritchett sent in her CEs but they were outside the audit period. She also supplied her practice hours. It was recommended that Ms. Pritchett receive a letter of reprimand and immediate suspension until she can provide proof of 24 CEs to the Executive Director. Ms. Littleton made a motion, seconded by Ms. Bradley, to accept the Hearing Officer Recommendation with an exception to #4, to amend it to say the license can be reinstated at the discretion of the Executive Director pending completion of CEs and to delete the letter of reprimand to be consistent with other orders. By unanimous vote, the motion carried.

Camille Murray Patrick, LPN - Ms. Davis-Oliva summarized the Hearing Officer Recommendation for the Board. The recommendation stated Ms. Patrick sent in her proof of practice hours but did not send proof of the required 24 CEs because she said she was not aware of the CE renewal requirement. It was recommended that Ms. Patrick receive a letter of reprimand and immediate suspension until she can provide proof of 24 CEs to the Executive Director. Dr. Contino made a motion, seconded by Ms. Nellius, to accept the Hearing Officer Recommendation with an exception to #4, to amend it to say the license can be reinstated at the discretion of the Executive Director pending completion of CEs and to delete the letter of reprimand to be consistent with other orders. By unanimous vote, the motion carried.

### **DISCIPLINARY HEARINGS**

Hearing minutes follow the regular Board minutes.

### **LEGISLATIVE UPDATE**

Ms. Davis-Oliva informed the Board that the Division of Professional Regulation is introducing a bill to allow the Board to enter emergency suspensions on the consensus of the Board President and the Secretary of State, eliminating the need for emergency meetings of the Board. There is also a bill running that will give the Division the power to ticket persons engaging in unlicensed practice. Ms. Davis-Oliva provided Board members with suggested language to Rule 6.4. She stated the additional language codifies the Board's current practice. Board members read the proposed change and Mr. Salati made a motion to accept revisions to Rule 6.4, with Mr. Deputy seconding. By unanimous vote the motion carried.

### **REVIEW OF COMPLIANCE**

Fawn Palmer, RN

Dr. Zickafoose informed the Board that Ms. Palmer has met all the requirements of her Board Order. Dr. Contino made a motion, seconded by Mr. Deputy, to lift the probation. By unanimous vote, the motion carried.

### **PRACTICE WITHOUT LICENSURE REVIEWS**

Dr. Zickafoose said there was one person who practiced without a license over 60 days; therefore, a complaint was filed.

### **PRACTICE ISSUES**

None

### **EDUCATIONAL ISSUES**

DTCC

Dr. Zickafoose has been in contact with DTCC. She said they will be submitting a revised curriculum to align all three campuses. They intend to submit it in April. The Practice & Education Committee will review the document and bring their recommendations to the Board.

### **LICENSURE ISSUES**

None

### **NCSBN**

Dr. Zickafoose said the NCLA (Nurse Compact Licensure Administrators) is discussing issues with monitoring nurses across state lines and between compact states and non-compact states. The NLCA's policies state if a nurse is licensed in Delaware and is part of a VTO program, their license is supposed to state "valid in Delaware only"; however, if that person works in Maryland, permission is needed to work in both Delaware and Maryland. Dr. Zickafoose has proposed a standard form that will document another Board's permission for a licensed nurse to practice in another state. The form will be

submitted at the annual meeting in August for acceptance by the National Council.

**LICENSEE RATIFICATION**

Dr. Lomax made a motion, seconded by Ms. Littleton, to ratify the licensee list. By unanimous vote, the motion carried. (Ratification list attached at the end of the minutes.)

**PUBLIC COMMENT**

None

**NEXT SCHEDULED MEETING**

April 10, 2013 - 9:00 a.m.  
861 Silver Lake Blvd., Cannon Building, Conference Room A, Dover, DE 19904.

**ADJOURNMENT**

The meeting adjourned at 2:37 p.m.

Respectfully Submitted,

A handwritten signature in black ink that reads "Pamela C. Zickafoose". The signature is written in a cursive, flowing style.

Pamela C. Zickafoose, EdD, MSN, RN, NE-BC, CNE  
Executive Director, Delaware Board of Nursing



## **EMERGENCY HEARING MINUTES**

### **EMERGENCY SUSPENSION HEARING – Malinda Kragh, RN**

The Delaware Board of Nursing held a hearing on March 13, 2013, at 1:00 p.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

**PRESENT:** Evelyn Nicholson, Robert Contino, Kathy Bradley, Lyron Deputy, Diane Halpern, Mary Lomax, Madelyn Nellius, David Salati, Tracy Littleton

**RECUSED:** Dianne Halpern

**EXCUSED:** Delphos Price, Robert Maddex, Gwelliam Hines, Harland Sanders, Pamela Tyranski

**PURPOSE:** Emergency Suspension

**PRESIDING:** Evelyn Nicholson, President

**BOARD STAFF:** Pamela Zickafoose, Executive Director of Nursing  
Sheryl Paquette, Nursing Board Liaison

**DEPUTY ATTORNEY GENERAL FOR THE BOARD:** Patty Davis-Oliva, DAG

**DEPUTY ATTORNEY GENERAL FOR THE STATE:** Barbara Gadbois, Esq. (not present)

**RESPONDENT:** Malinda Kragh, RN – Did Not Attend

**COUNSEL FOR THE RESPONDENT:** None

**WITNESSES FOR THE STATE:** None

**WITNESSES FOR THE RESPONDENT:** None

**COURT REPORTER PRESENT:** None

Ms. Patty Davis-Oliva explained the purpose of the hearing was to consider the State's motion for an emergency temporary suspension of the license of Ms. Malinda Kragh. Ms. Davis-Oliva read the complaint and said the State has alleged that due to these pending charges Ms. Malinda Kragh presents an immediate or imminent danger to the public's health, welfare, and safety requiring emergency action. The State is seeking the Board issue an order temporarily suspending the license of Ms. Malinda Kragh pending a final hearing based on the merits of the complaint. Ms. Nellius made a motion; seconded by Mr. Salati, to have Ms. Kragh's license placed on emergency temporary suspension pending a final hearing of the complaint. By majority vote, the motion carried, with Ms. Halpern recused.

## **HEARING MINUTES**

### **HEARING – Nicole Dippolito, RN**

The Delaware Board of Nursing held a hearing on March 13, 2013, at 1:18 p.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

**PRESENT:** Evelyn Nicholson, Robert Contino, Kathy Bradley, Lyron Deputy, Diane Halpern, Mary Lomax, Madelyn Nellius, David Salati, Tracy Littleton

**RECUSED:** None

**EXCUSED:** Delphos Price, Robert Maddex, Gwelliam Hines, Harland Sanders, Pamela Tyranski

**PURPOSE:** Propose to Deny

**PRESIDING:** Evelyn Nicholson, President

**BOARD STAFF:** Pamela Zickafoose, Executive Director of Nursing  
Sheryl Paquette, Nursing Board Liaison

**DEPUTY ATTORNEY GENERAL FOR THE BOARD:** Patty Davis-Oliva, DAG

**DEPUTY ATTORNEY GENERAL FOR THE STATE:**

**RESPONDENT:** Nicole Dippolito

**COUNSEL FOR THE RESPONDENT:** None

**WITNESSES FOR THE STATE:** None

**WITNESSES FOR THE RESPONDENT:** None

**COURT REPORTER PRESENT:** Anne L. Swoyer, Wilcox and Fetzer (Court reporter was stuck in traffic due to an accident; therefore, the hearing was delayed)

**TIME STARTED:** 1:18 p.m.

The recorder took verbatim testimony. The Board members introduced themselves. Ms. Davis-Oliva described the reason for the hearing and confirmed Ms. Dippolito was present. She said at the January Board meeting Ms. Dippolito was denied licensure by endorsement by the Board because she did not meet the licensure requirements. Ms. Davis-Oliva entered as Board Exhibit #1, the complete copy of Ms. Dippolito's application for licensure that the Board reviewed at the January meeting, a copy of Ms. Dippolito's criminal background, and the letter noticing her of the Board's proposal to deny her application. Ms. Davis-Oliva entered as Applicant Exhibit #1, a letter dated January 28, 2013 from the Township of Moorestown regarding Ms. Dippolito's criminal convictions.

Ms. Dippolito was sworn in and gave a statement into the record. She said she didn't disclose any criminal history because she thought the charges were expunged. She said the charges did not come up when she got her license in New Jersey, nor when she had a background check done for a job she was offered at Hospice. Board members asked her additional questions and noted that the criminal charges were 10 years ago and were dismissed. The Board went off the record at 1:28 p.m. for deliberations, then back on the record at 1:31 p.m. Ms. Nellius made a motion, seconded by Ms. Bradley, to grant a waiver to Ms. Dippolito for licensure by endorsement. By unanimous vote the motion carried. The hearing concluded at 1:32 p.m.

## **HEARING MINUTES**

### **HEARING – Laurie Linehan, RN**

The Delaware Board of Nursing held a hearing on March 13, 2013, at 1:33 p.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

**PRESENT:** Evelyn Nicholson, Robert Contino, Kathy Bradley, Lyron Deputy, Diane Halpern, Mary Lomax, Madelyn Nellius, David Salati, Tracy Littleton

**RECUSED:** None

**EXCUSED:** Delphos Price, Robert Maddex, Gwelliam Hines, Harland Sanders, Pamela Tyranski

**PURPOSE:** Propose to Deny

**PRESIDING:** Evelyn Nicholson, President

**BOARD STAFF:** Pamela Zickafoose, Executive Director of Nursing  
Sheryl Paquette, Nursing Board Liaison

**DEPUTY ATTORNEY GENERAL FOR THE BOARD:** Patty Davis-Oliva, DAG

**DEPUTY ATTORNEY GENERAL FOR THE STATE:**

**RESPONDENT:** Laurie Linehan, RN

**COUNSEL FOR THE RESPONDENT:** None

**WITNESSES FOR THE STATE:** None

**WITNESSES FOR THE RESPONDENT:** None

**COURT REPORTER PRESENT:** Anne L. Swoyer, Wilcox and Fetzer

**TIME STARTED:** 1:33 p.m.

The recorder took verbatim testimony. The Board members introduced themselves. Ms. Davis-Oliva described the reason for the hearing and confirmed Ms. Linehan was present. She said at the February Board meeting Ms. Linehan was denied licensure by reinstatement because she did not meet the statutory qualifications for reinstatement. Ms. Davis-Oliva entered the documents as Board Exhibit 1. Ms. Linehan was sworn in and gave a statement into the record. Dr. Contino said when the Board reviewed Ms. Linehan's application, there seemed to be several instances of alcohol abuse. He asked her if she was in a 12-step program for alcohol abuse. Ms. Linehan said she completed the Gateway program and said she has been clean from drug abuse for 3 years. Ms. Nicholson asked if she was part of a support group now, and Ms. Linehan said she is participating in outpatient counseling.

The Board went off the record at 1:47 p.m. for deliberations. The Board went back on the record at 1:58 p.m. to question Ms. Linehan again. Mr. Deputy asked Ms. Linehan if she was going back to her nursing profession and if she could handle doing so. Dr. Contino said the Board provides safety to patients and asked her if she felt she could be a safe practitioner. Ms. Linehan said "yes." The Board went back into deliberations at 1:59 p.m. and discussed the situation further. The Board went back on the record at 2:00 p.m. Mr. Deputy made a motion, seconded by Ms. Nellius, to grant a waiver and grant licensure conditional upon receipt of a letter from Ms. Linehan's treating psychiatrist indicating she is adequately prepared to resume practicing and indicating whether she needs to attend a support

group and/or 12-step organization. He said the second condition is random drug screens for 1-year, to be coordinated with the Executive Director. Any violation of either condition will cause Ms. Linehan's license to be immediately suspended and not reinstated until she can request a hearing. By majority vote, the motion carried, with Ms. Littleton abstaining. The hearing concluded at 2:05 p.m.

## **HEARING MINUTES**

### **HEARING – Adrienne Harvey-Ritchie, RN**

The Delaware Board of Nursing held a hearing on March 13, 2013, at 2:05 p.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

**PRESENT:** Evelyn Nicholson, Robert Contino, Kathy Bradley, Lyron Deputy, Diane Halpern, Mary Lomax, Madelyn Nellius, David Salati, Tracy Littleton

**RECUSED:** None

**EXCUSED:** Delphos Price, Robert Maddex, Gwelliam Hines, Harland Sanders, Pamela Tyranski

**PURPOSE:** License Reinstatement

**PRESIDING:** Evelyn Nicholson, President

**BOARD STAFF:** Pamela Zickafoose, Executive Director of Nursing  
Sheryl Paquette, Nursing Board Liaison

**DEPUTY ATTORNEY GENERAL FOR THE BOARD:** Patty Davis-Oliva, DAG

**DEPUTY ATTORNEY GENERAL FOR THE STATE:**

**RESPONDENT:** Adrienne Harvey-Ritchie, RN

**COUNSEL FOR THE RESPONDENT:** None

**WITNESSES FOR THE STATE:** None

**WITNESSES FOR THE RESPONDENT:** None

**COURT REPORTER PRESENT:** Anne L. Swoyer, Wilcox and Fetzer

**TIME STARTED:** 2:05 p.m.

The recorder took verbatim testimony. The Board members introduced themselves. Ms. Davis-Oliva described the reason for the hearing and confirmed Ms. Harvey-Ritchie was present. Ms. Davis-Oliva entered the original Consent Agreement and the letter scheduling this hearing as Board Exhibits #1. Emails dated 1/4/13 and 3/8/13 that were sent to the Executive Director from Mr. Max Burkins were entered into record as Licensee Exhibit #1. Ms. Davis-Oliva entered collectively as Applicant's Exhibit #2, two letters of reference, a character reference for consideration by the Board, a letter dated 3/11/13 from Dr. Albatoul Bensitel, and glowing letters of recommendations.

Ms. Harvey-Ritchie gave a statement into the record. Ms. Halpern asked her what her plans are now. Ms. Harvey-Ritchie said she intends on continuing to see her counselor, Mr. Max Burkins. She said he

offers a very supportive atmosphere. Ms. Halpern asked if Ms. Harvey-Ritchie has met all her requirements. Ms. Davis-Oliva said there weren't any requirements while Ms. Harvey-Ritchie was suspended but there will be some that will start once she's on probation. Ms. Davis-Oliva said the terms of probation will run concurrent with the nursing practice only, her Supervisor will report quarterly, and there is no responsibility for medicine coordination. Ms. Davis-Oliva read the 'Practice Terms' of the probation and asked Ms. Harvey-Ritchie if she will comply with those; to which, Ms. Harvey-Ritchie answered, "Of course."

The Board went off the record at 2:23 p.m. for deliberations. The Board went back on the record at 2:30 p.m. to question Ms. Harvey-Ritchie again. Ms. Halpern asked her what she is currently doing at her job for the Cleveland Clinic. Ms. Harvey-Ritchie said she is doing regulatory aspects of a trial and dealing with company and data collection. Ms. Halpern asked her if she had an 'administrative' job, and she replied, "Yes." Ms. Halpern asked her if the clinic was in Cleveland, Ohio and if she was licensed in Ohio. Ms. Harvey-Ritchie said she did work in Ohio. She said her job doesn't require her to have a license; however, her Ohio license is in good standing. Ms. Harvey-Ritchie explained that her job doesn't have anything to do with medications. She said she works in the lab but doesn't do patient care, only supplies research support. The Board went off the record at 2:35 p.m. for deliberations again. The Board went back on the record at 2:36 p.m. Dr. Contino made a motion, seconded by Mr. Deputy, to lift the suspension on Ms. Harvey-Ritchie's license and continue with the original Consent Agreement as outlined. By unanimous vote the motion carried.

The hearing concluded at 2:37 p.m.

## Licensee Ratification Listings (for RN's, LPN's, and APN's)

### March 2013 Licensee Listing – RN's (143)

|            |                                 |            |                               |
|------------|---------------------------------|------------|-------------------------------|
| L1-0043017 | Gray, Tynua C. Gilliam          | L1-0043068 | Keebler, Julia A. Sweeney     |
| L1-0043018 | Dwyer, Erin C.                  | L1-0043069 | Knowles, Chelsea K.           |
| L1-0043019 | Conklin, Cynthia A. Swane       | L1-0043070 | McCormick, Kelly E.           |
| L1-0043020 | Hughes, Carol J. Welker         | L1-0043071 | Parks, Elysia                 |
| L1-0043021 | Okoye, Onyinye E.               | L1-0043072 | Phippin, Jessica N.           |
| L1-0043022 | Mazur, Donna Lynn Olive         | L1-0043073 | Sample, Dawn N. Prouse        |
| L1-0043023 | Logan, Kimberley L. Geier       | L1-0043074 | Smith, Rose Ann L. Wright     |
| L1-0043024 | Small, Susan Ann                | L1-0043075 | Ward, Cortney D.              |
| L1-0043025 | McGowan, Christine M.           | L1-0043076 | Wright, Sonia Y. Hibbert      |
| L1-0043026 | Hampton-Nicholson, Jasmine C.   | L1-0043077 | Romanos, Rebeka A.            |
| L1-0043027 | Aronson, Samantha Jo            | L1-0043078 | Goepel, Joni J.               |
| L1-0043028 | Coyle, Rashelle L. Wigley       | L1-0043079 | Juliat, Shiny G.              |
| L1-0043029 | Furler, Paige M.                | L1-0043080 | Serviss, Molly D.             |
| L1-0043030 | Greer, Dianne M.                | L1-0043081 | Sutton, Candice R. Perrotte   |
| L1-0043031 | Hobbs, Nicole D.                | L1-0043082 | Zuefle, Allison C. Smith      |
| L1-0043032 | Maker, Kelli Louise             | L1-0043083 | Allan, Christie J.            |
| L1-0043033 | Richwine, Judy L. Johnston      | L1-0043084 | Arnold, Suzanne M. Zenorini   |
| L1-0043034 | Sappington, Allene F.           | L1-0043085 | Brewington, Jaime Jackson     |
| L1-0043035 | Schiavo, Michelle Lee           | L1-0043086 | Morris, Tawanda E. Roberson   |
| L1-0043036 | Shaw, Diana B. Rae              | L1-0043087 | Thomas, Alyssa J.             |
| L1-0043037 | Talley, Jennifer L. Laskowski   | L1-0043088 | Collins, Hanna L. Moore       |
| L1-0043038 | Hargrow, Tamira S. Reed         | L1-0043089 | Darko, Linda                  |
| L1-0043039 | Lodowski, Julianne M.           | L1-0043090 | Brown, Mary Grace M. Snyder   |
| L1-0043040 | Mazalewski, Claire E.           | L1-0043091 | D'Amico, Sandra L. Hetrick    |
| L1-0043041 | Baines, Sherry M. Carman        | L1-0043092 | Myers, LeAnn M.               |
| L1-0043042 | Gray, Virginia M. Malloy        | L1-0043093 | LaMarr-Suggs, Michele Jeanine |
| L1-0043043 | Kozlowski, Christina M. Watkins | L1-0043094 | Reilly, Valerie N. Nelson     |
| L1-0043044 | Morton, Megan M.                | L1-0043095 | Khan, Tehseen A.              |
| L1-0043045 | Sanneh, Ida                     | L1-0043096 | Pruitt, Ashley S.             |
| L1-0043046 | Seibel, Kayla Ann               | L1-0043097 | Passanante, Gregory           |
| L1-0043047 | Walker, Japhia-Ann La-Shawn     | L1-0043098 | Tekie, Selam G.               |
| L1-0043048 | Romero, Genesa D.               | L1-0043099 | Tamang, Pamela Rona           |
| L1-0043049 | Cavalli, Gina M.                | L1-0043100 | Thompson, Mary E. Van Slyke   |
| L1-0043050 | Falone, Dana L. Disario         | L1-0043101 | Satterfield, Aneesha K.       |
| L1-0043051 | Pardee, Christa D. Earl         | L1-0043102 | Aaronson, Rebecca R. Leeser   |
| L1-0043052 | Kohn, Donna M. Jamgochian       | L1-0043103 | Jensen, Adam R.               |
| L1-0043053 | Grier, Karen C. Feury           | L1-0043104 | Brodowski, Marta A. Stefanic  |
| L1-0043054 | Coyne, Christine Whitehouse     | L1-0043105 | Favacchia, Jessica M.         |
| L1-0043055 | Lubberman, Lisa A.              | L1-0043106 | Jewell, Lindsay M.            |
| L1-0043056 | Steeley, Doreen L. Renninger    | L1-0043107 | Pinkett, Nikkii S. Pitt       |
| L1-0043057 | Vega, Amanda L.                 | L1-0043108 | Watkins, Melissa A. Starke    |
| L1-0043058 | Brophy, Jennifer Little         | L1-0043109 | Weaver, Elizabeth A. Clough   |
| L1-0043059 | Almonte, Yinette                | L1-0043110 | Wendt, Leann Seamons          |
| L1-0043060 | Yando, Kimberly S. Dearstyne    | L1-0043111 | Reinhold, Kathleen L. Nelson  |
| L1-0043061 | Coakley, Christian M.           | L1-0043112 | Dumadag, Loela B.             |
| L1-0043062 | Desir, Nyrline                  | L1-0043113 | Daniels, Terrelle L.          |

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|            |                            |            |                         |
|------------|----------------------------|------------|-------------------------|
| L1-0043063 | Benton, Jenna Alexandria   | L1-0043114 | Madden, Joseph          |
| L1-0043064 | Bookout, Christina M.      | L1-0043115 | Nugent, Diane M. Hower  |
| L1-0043065 | Gillen, Carly Rae          | L1-0043116 | Navarreto, Alba A. Soto |
| L1-0043066 | Hendricks, Virginia E.     | L1-0043117 | Rafferty, Kaitlyn M.    |
| L1-0043067 | Kautz, Shannon N. Downward | L1-0043118 | Conlan, Angela Lanciano |

**March 2013 Licensee Listing – RN's (continued)**

|            |                                |            |                             |
|------------|--------------------------------|------------|-----------------------------|
| L1-0043119 | Brunson, Cha-Len D.            | L1-0043140 | Duffy, Daniel P.            |
| L1-0043120 | Swenson, Jami A.               | L1-0043141 | Campbell, Julie T.          |
| L1-0043121 | Sayles, Karen A. Dyson         | L1-0043142 | Brown, Felicia Nardga       |
| L1-0043122 | Valdez, Raquel L.              | L1-0043143 | Ferrier, Anthony Andrew     |
| L1-0043123 | Walgram, Jackie L. Weaver      | L1-0043144 | Figueroa, Yanitza           |
| L1-0043124 | Wagner, Amanda M.              | L1-0043145 | Paris, Bethany M.           |
| L1-0043125 | Johnson, Tonika L.             | L1-0043146 | Ramos, Amber L. Dellinger   |
| L1-0043126 | Jallah, Neda R.                | L1-0043147 | Rendall, Elizabeth C.       |
| L1-0043127 | Kirchner, Anna M. Schaller     | L1-0043148 | Richards, Caitlin R.        |
| L1-0043128 | Smith, Heather M.              | L1-0043149 | Sorce, Kevin S.             |
| L1-0043129 | Ashpole, Kougar J. Shelton     | L1-0043150 | Taylor, Cynthia Mboga       |
| L1-0043130 | Ensminger, Amy R.              | L1-0043151 | Toto, Allison Michelle      |
| L1-0043131 | Fokas, Georgia                 | L1-0043152 | Urban, Christina L. Horsley |
| L1-0043132 | Pritchard, Susan R. Rutherford | L1-0043153 | Hannah, Jennifer L.         |
| L1-0043133 | Vella, Kimberly M. Dilks       | L1-0043154 | McClure, Stephanie A.       |
| L1-0043134 | Williams, Tiyachaye G.         | L1-0043155 | McTague, Raquel Camina      |
| L1-0043135 | Griffith, Amanda               | L1-0043156 | Mehigan, Tammy L. Jenkins   |
| L1-0043136 | Go, Ronald D.                  | L1-0043157 | Sarro, Amanda L.            |
| L1-0043137 | Namowicz, Maria S.             | L1-0043158 | Pryor, Ryan E.              |
| L1-0043138 | Roach, Kylie R.                | L1-0043159 | Daniels, Breanne L.         |
| L1-0043139 | Brulotte, Roniece A.           | L1-0043160 | Thakkar, Pragna S.          |

**March 2013 Licensee Listing – LPN's (23)**

|            |                             |            |                               |
|------------|-----------------------------|------------|-------------------------------|
| L2-0011931 | Cole, Tiffany A.            | L2-0011943 | Soldo, Michelle R. Owens      |
| L2-0011932 | Roach, Amy N. Lushbaugh     | L2-0011944 | Folem, Appoline S.            |
| L2-0011933 | Scollo, Katherine E.        | L2-0011945 | Giddens, Judy A. Kellam       |
| L2-0011934 | Frazier, Syiata I.L.        | L2-0011946 | Bredy, Rachelle Alexandre     |
| L2-0011935 | Kanu, Sullay A              | L2-0011947 | Gingerich, Erin R. Flanagan   |
| L2-0011936 | Norman, Brenda L. Batz      | L2-0011948 | Medley, Sierra D.             |
| L2-0011937 | Webster, Ryan C.            | L2-0011949 | Mwangi, Jacqueline W.         |
| L2-0011938 | Cooke, Adam P.              | L2-0011950 | Phillips, Sarah E. Steen      |
| L2-0011939 | Uguru, Rosaline U. Udeagha  | L2-0011951 | Victor, Shardey               |
| L2-0011940 | Benbow, Sandra M. Brown     | L2-0011952 | Martin, Patricia L. Reid      |
| L2-0011941 | Conklin, Jacqueline L.      | L2-0011953 | Edouarzin, Roselene Alexandra |
| L2-0011942 | Chesley, Shannon L. Elliott |            |                               |

**APN License Listing March 2013**

|                     |                         |
|---------------------|-------------------------|
| Adam Jensen         | CRNA                    |
| Gwen Metz           | CRNA                    |
| Shannon McClurkin   | CRNA                    |
| Ellin Wade          | Psyche/Mental Health NP |
| Courtney Russ       | FNP                     |
| Nyrline Desir       | FNP                     |
| Judith White        | FNP                     |
| Stephanie Fellenger | FNP                     |
| Tammy Mehigan       | Neonatal NP             |

**APN Prescriptive Authority**

**Acute Care Nurse Practitioner**

Rebecca Douglas

**Adult Nurse Practitioner**

Susan Cross-Skinner

**Family Nurse Practitioner**

Amber Henry-Greene